

THE CITY OF SAN DIEGO, CALIFORNIA
MINUTES FOR REGULAR COUNCIL MEETING
OF
MONDAY, MAY 23, 2005
AT 2:00 P.M.
IN THE COUNCIL CHAMBERS - 12TH FLOOR

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CHRONOLOGY OF THE MEETING:

The meeting was called to order by Mayor Murphy at 2:04 p.m. Mayor Murphy recessed the meeting at 3:13 p.m. for the purposes of a break and thereafter convened the Budget Review Committee. Mayor Murphy reconvened the meeting at 9:34 p.m. with Deputy Mayor Zucchet and Council Member Inzunza not present. Mayor Murphy adjourned the meeting at 9:37 p.m. into Closed Session immediately thereafter to discuss pending and potential litigation and meet and confer matters.

ATTENDANCE DURING THE MEETING:

- (M) Mayor Murphy-present
- (1) Council Member Peters-present
- (2) Council Member Zucchet-present
- (3) Council Member Atkins-present
- (4) Council Member Young-present
- (5) Council Member Maienschein-present
- (6) Council Member Frye-present
- (7) Council Member Madaffer-present
- (8) Council Member Inzunza-present
- Clerk-Maland (er)

FILE LOCATION: MINUTES

ITEM-1: ROLL CALL

Clerk Maland called the roll:

- (M) Mayor Murphy-present
- (1) Council Member Peters-not present
- (2) Council Member Zucchet-present
- (3) Council Member Atkins-present
- (4) Council Member Young-present
- (5) Council Member Maienschein-present
- (6) Council Member Frye-present
- (7) Council Member Madaffer-not present
- (8) Council Member Inzunza-present

FILE LOCATION: MINUTES



[ITEM-10:](#) INVOCATION

Invocation was given by Clerk Elizabeth Maland.

FILE LOCATION: MINUTES



[ITEM-20:](#) PLEDGE OF ALLEGIANCE

The Pledge of Allegiance was led by Council Member Atkins.

FILE LOCATION: MINUTES

ITEM-30: Second Chance Day.

COUNCILMEMBER MAIENSCHIN'S RECOMMENDATION:

Adopt the following resolution:

(R-2005-1189) ADOPTED AS RESOLUTION R-300458

Recognizing the vital services that Second Chance has provided the citizens of San Diego;

Proclaiming May 23, 2005, to be "Second Chance Day" in the City of San Diego.

FILE LOCATION: AGENDA

COUNCIL ACTION: (Time duration: 2:06 p.m. – 2:10 p.m.)

MOTION BY MAIENSCHIN TO ADOPT. Second by Young. Passed by the following vote: Peters-yea, Zucchett-yea, Atkins-yea, Young-yea, Maienschein-yea, Frye-yea, Madaffer-yea, Inzunza-yea, Mayor Murphy-yea.

ITEM-31: Approval of Council Minutes.

TODAY'S ACTION IS: APPROVED

Approval of Council Minutes for the meetings of:

04/18/2005

04/19/2005

04/25/2005

04/26/2005

FILE LOCATION: MINUTES

COUNCIL ACTION: (Time duration: 2:05 p.m. – 2:06 p.m.)

MOTION BY INZUNZA TO APPROVE. Second by Atkins. Passed by the following vote: Peters-yea, Zucchet-yea, Atkins-yea, Young-yea, Maienschein-yea, Frye-yea, Madaffer-yea, Inzunza-yea, Mayor Murphy-yea.

CLOSED SESSION ITEMS:

Conference with Legal Counsel - existing litigation, pursuant to California Government Code section 54956.9(a):

CS-1 *Ralph BWY Development Company v. City of San Diego, et al.*
San Diego Superior Court No. GIC 847001

REFERRED TO CLOSED SESSION OF MONDAY, MAY 23, 2005

DCA assigned: Gleeson; Silva

This matter concerns the Southgate condominium conversion project approved by the Planning Commission on February 3, 2005, and appealed to the City Council. In closed session the City Attorney will advise the Mayor and Council on the case.

FILE LOCATION: AGENDA

COUNCIL ACTION: (Time duration: 2:17 p.m. – 2:18 p.m.)

Mayor Murphy closed the hearing.

CS-2 *DMIG, Fund 47 v City of San Diego*
San Diego Superior Court No. GIC 837823

REFERRED TO CLOSED SESSION OF MONDAY, MAY 23, 2005

DCA assigned: Silva

This case involves a complaint for inverse condemnation based on the alleged use of Plaintiff's property for the SR-56 / Camino Del Sur eastbound off-ramp and westbound on ramp, located in Torrey Highlands. In closed session, the City Attorney will update the City Council on the status of the litigation and seek direction regarding the parties' proposed settlement.

FILE LOCATION: AGENDA

COUNCIL ACTION: (Time duration: 2:17 p.m. – 2:18 p.m.)

Mayor Murphy closed the hearing.

Conference with Legal Counsel - anticipated litigation - significant exposure to litigation, pursuant to California Government Code section 54956.9(b):

CS-3 *Howard DeYoung & Citizens for the Recreation Use of Pueblo Land v. the City of San Diego, et al.*

San Diego Superior Court Case No. 484761

REFERRED TO CLOSED SESSION OF MONDAY, MAY 23, 2005

DCA assigned: Thomas

This matter involves an alleged violation of a 1983 settlement agreement in this case. In closed session, the City Attorney will brief the Mayor and City Council on the matter and seek direction.

FILE LOCATION: AGENDA

COUNCIL ACTION: (Time duration: 2:17 p.m. – 2:18 p.m.)

Mayor Murphy closed the hearing.

CS-4 *Lagasca, Ferdinand and Joyce Claim*

Claim number: LP-05-0534-1844

REFERRED TO CLOSED SESSION OF MONDAY, MAY 23, 2005

DCA assigned: Silva

In closed session the City Attorney and Risk Management will update the City Council on the status and seek authorization of funds to continue the repair and remediation of a property claiming damage resulting from the February rains.

FILE LOCATION: AGENDA

COUNCIL ACTION: (Time duration: 2:17 p.m. – 2:18 p.m.)

Mayor Murphy closed the hearing.

Conference with Legal Counsel – anticipated litigation – initiation of litigation, pursuant to California Government Code section 54956.9(c):

CS-5 *City of San Diego v. McKinnon Properties*

REFERRED TO CLOSED SESSION OF MONDAY, MAY 23, 2005

DCA assigned: Silva

This matter involves an Amended and Restated Owner Participation Agreement between the Redevelopment Agency [Agency] and McKinnon Properties, Inc., and approved by the City of San Diego [City]. McKinnon Properties, Inc. has purported to terminate the agreement, which the Agency and City have rejected. The Agency and City have issued a Notice of Default. The City Attorney will be briefing the City Council on the status of the matter and seeking appropriate direction.

FILE LOCATION: AGENDA

COUNCIL ACTION: (Time duration: 2:17 p.m. – 2:18 p.m.)

Mayor Murphy closed the hearing.

Conference with Real Property Negotiator, pursuant to California Government Code section 54956.8:

CS-6	Property:	City-owned property located at 3889 Midway Drive consisting of approximately 8.36 acres and improved under a 55-year ground lease with a 255-unit apartment complex known as Stonewood Garden Apartments (APN 760-102-67)
	Agency Negotiator:	William T. Griffith, Real Estate Assets Director
	Negotiating Parties:	Lessee, MG Stonewood Garden Apartments, L.P.
	Under Negotiation:	Seeking direction pertaining to an unsolicited proposal from MG Apartments for the purchase of the fee property and a condominium conversion of the existing apartment units.

REFERRED TO CLOSED SESSION OF MONDAY, MAY 23, 2005

DCA assigned: Cusato

This matter involves an unsolicited proposal from MG Apartments to buy out the City's interest in the property. City staff will be seeking direction on whether to negotiate a purchase agreement and, if so, on what terms. If authorized to proceed, and negotiations are successful, City staff will submit the proposed purchase agreement for Council approval.

FILE LOCATION: AGENDA

COUNCIL ACTION: (Time duration: 2:17 p.m. – 2:18 p.m.)

Mayor Murphy closed the hearing.

Conference with Labor Negotiator, pursuant to Government Code section 54957.6:

CS-7 Agency negotiators: Lamont Ewell, Bruce Herring, Mike McGhee

Employee organizations: Municipal Employees Association, Local 127
AFSME, AFL-CIO, Local 145 International Association of
Firefighters AFL-CIO, San Diego Police Officers
Association, The Deputy City Attorneys Association of San
Diego

REFERRED TO CLOSED SESSION OF MONDAY, MAY 23, 2005

DCA assigned: Morris

In closed session, the City's negotiating team will review with the City Council the City's anticipated position with respect to the upcoming meet and confer process. Topics to be discussed include, but are not limited to: 1) salaries and wages, 2) health benefit plans, and 3) retirement benefits, including the recommendations from the Pension Reform Committee. The City Manager and staff will request instructions from the City Council as to those matters.

FILE LOCATION: AGENDA

COUNCIL ACTION: (Time duration: 2:17 p.m. – 2:18 p.m.)

Mayor Murphy closed the hearing.

* ITEM-100: Kensington Manor No. 1 Street Light Circuit Upgrade.

(Kensington-Talmadge Community Area. District 3.)

CITY MANAGER'S RECOMMENDATION:

Adopt the following resolution:

(R-2005-1184) ADOPTED AS RESOLUTION R-300459

Authorizing the City Auditor and Comptroller to transfer an amount not to exceed \$370,000, from Fund 10440, Street Division Operating Fund, to Fund 104402, Street Division-Capital Improvement Fund to Fund CIP-52-293.0, Street Lights-Citywide for the purpose of upgrading the existing street light circuits in the Kensington Manor No. 1 District;

Authorizing the City Manager to increase by \$370,000 the Fiscal Year 2005 Capital Improvements Program Budget in CIP-52-293.0, Street Lights-Citywide, in Fund 104402, Street Division Capital Improvement Fund;

Authorizing the City Auditor and Comptroller to appropriate and expend \$370,000 from CIP-52-293.0, Street Lights-Citywide, Fund 104402, Street Division Capital Improvement Fund, for the purpose of upgrading the existing street light circuits in the Kensington Manor No.1 district, contingent upon the City Auditor and Comptroller certifying that said funds are on deposit in the City Treasury;

Authorizing the City Auditor and Comptroller, upon advice from the administering department, to transfer excess budgeted funds, if any, to the appropriate reserves;

Declaring this action is exempt from the California Environmental Quality Act because this action is the repair and maintenance of existing mechanical equipment or structures or as the replacement of existing structures.

CITY MANAGER SUPPORTING INFORMATION:

This project will upgrade the street lighting circuits for 41 existing street lights in the Kensington Manor No. 1 district within the Kensington-Talmadge area (see location map). The existing “series-style” street light electrical circuits are badly deteriorated and are in constant need of repairs. This project will upgrade the existing circuit into the “multiple-style” circuit that is now the standard for street lighting projects. These improvements will result in a more modern and efficient system that will require less maintenance and be more reliable. As part of this project, 14,500 linear feet of underground conduits will be installed. This work will include trenching, placing of new conduit, new electrical cables, pull boxes, and replacement of street light fixtures. The total estimated cost for this project is \$370,000. All trenching will be in areas previously disturbed for the installation of various other utilities.

FISCAL IMPACT:

The total estimated project cost is \$370,000. The General Services Department is providing \$370,000 as a transfer from their operating budget, Fund 104402, Job Order 008600 for this project.

Mendes/Boekamp/DVW

Aud. Cert. 2500965.

Staff: Van Wanseele – (619) 533-3012
Tim Miller – Deputy City Attorney

FILE LOCATION: MEET

COUNCIL ACTION: (Time duration: 2:12 p.m. – 2:17 p.m.)

CONSENT MOTION BY ATKINS TO ADOPT. Second by Madaffer. Passed by the following vote: Peters-yea, Zucchet-yea, Atkins-yea, Young-yea, Maienschein-yea, Frye-yea, Madaffer-yea, Inzunza-yea, Mayor Murphy-yea.

* ITEM-101: Cost Allocation of Closed Circuit Television (CCTV) Inspection and Assessment Contracts.

CITY MANAGER'S RECOMMENDATION:

Adopt the following resolution:

(R-2005-1148) ADOPTED AS RESOLUTION R-300460

Authorizing the City Auditor and Comptroller to transfer the funds and the expenditure of a total of \$2,629,948 from Sewer Fund 41506, CIP-46-215.0, Annual Allocation Infrastructure Upgrade and Replacement, Metropolitan Wastewater Department Trunk Sewer Televising Project to the following, for CCTV inspection costs related to Lee and Ro Consulting Engineers, Inc., as follows:

- (a) \$254,800 to Fund 41506, CIP-40-9330, Annual Allocation – MWWD Trunk Sewers, Belt Street Trunk Sewer #81 Project;
- (b) \$1,060,665 to Fund 41506, CIP-44-001.0, Annual Allocation – Sewer Replacements (See spreadsheet attachment for Lee and Ro for breakdown of sub-projects);
- (c) \$300,569 to Fund 41506, CIP-46-194.0, Annual Allocation - Trunk Sewer Rehabilitations, \$3,823 for Palm City Trunk Sewer, and \$296,746 for EMG Interceptor (Grantville Trunk Sewer);
- (d) \$249,090 to Fund 41506, CIP-46-162.1, East Linda Vista Trunk Sewer Phase II;
- (e) \$611,690 to Fund 41506, CIP-46-197.0, Sorrento Valley Trunk Sewer; and
- (f) \$153,134 to Fund 41506, CIP 46-198.0, UCSD Trunk Sewer;

Authorizing the City Auditor and Comptroller to transfer the funds and expenditure of \$3,545,666 from Sewer Fund 41506, CIP-46-215.0, Annual Allocation – Infrastructure Upgrade and Replacement, Metropolitan Wastewater Department Sewer Main Televising Project for the CCTV inspection and assessment cost related to Hirsch and Company to Sewer Fund 41506, CIP-44-001.0, Annual Allocation – Sewer Replacement (See spreadsheet attachment for Hirsch for breakdown of sub-projects).

CITY MANAGER SUPPORTING INFORMATION:

On April 23, 2001, City Council approved the contract with Lee & Ro, Incorporated, for the closed circuit television (CCTV) inspection and assessment of approximately 88 miles of trunk sewer pipelines and about 5,400 sewer manholes (RR-294797). Lee & Ro's contract ended on May 24, 2002. Also on April 23, 2001, City Council approved the contract with Hirsch and Company for the CCTV inspection and assessment of approximately 90 miles of sewer main pipelines and about 2,800 manholes (RR-294798). Hirsch and Company's contract ended on March 26, 2003. The City budgeted and expended CIP funds for both of these inspection contracts.

Using the inspection and assessment information, City Staff created forty (40) capital improvement program (CIP) projects that will replace or rehabilitate more than half of the inspected sewer pipelines and manholes. Many of these projects are currently in design. To properly capitalize the inspection work used to create the CIP projects, MWWd will allocate the proportional cost of the inspection work to the corresponding project created from the inspection results.

This action reallocates the existing budget and expenditures related to the inspection work to each CIP funded project generated by the inspection and assessment results. This action results in no increase to the overall CIP budget.

FISCAL IMPACT:

There will be no additional fiscal impact as a result of this action.

Mendes/Tulloch/DG

Staff: Dean Gipson – (858) 292-6480
James W. Lancaster – Deputy City Attorney

FILE LOCATION: MEET

COUNCIL ACTION: (Time duration: 2:12 p.m. – 2:17 p.m.)

CONSENT MOTION BY ATKINS TO ADOPT. Second by Madaffer. Passed by the following vote: Peters-yea, Zucchet-yea, Atkins-yea, Young-yea, Maienschein-yea, Frye-yea, Madaffer-yea, Inzunza-yea, Mayor Murphy-yea.

* ITEM-102: High Intensity Drug Trafficking Area Consolidated Priority Organization Targeting Program (CPOT).

CITY MANAGER'S RECOMMENDATION:

Adopt the following resolution:

(R-2005-759) ADOPTED AS RESOLUTION R-300461

Authorizing the City Manager to accept and expend funds from the County of El Paso, award recipient of 2003 CPOT funds, for the purpose of supporting operations of, and supplies and equipment for use by regional California Border Alliance Group (CBAG) members;

Authorizing the Chief of Police to approve expenditures for operations of and supplies and equipment for use by the regional CBAG task force members, to act as sub recipient for the CPOT funds, and to enter into any agreements necessary to accept, manage, and expend the funds;

Authorizing the City Manager to execute all aspects of grant operation including any amendments, extensions, renewals, or future funding for this program for a period of up to five years, provided funding is made available by the United States Department of the Treasury or the Office of National Drug Control Policy for purposes in compliance with the original grant, and to certify that the City will comply with all applicable statutory or regulatory requirements related to said grant;

Declaring that any resources received hereunder shall not be used to supplant expenditures controlled by this body.

CITY MANAGER SUPPORTING INFORMATION:

The Office of National Drug Control Policy (ONDCP), in cooperation with state, local and federal agencies, has formed the High Intensity Drug Trafficking Areas (HIDTA) Southwest Border Region. This HIDTA is subdivided into five sub-regions, of which San Diego and Imperial Counties are one. This sub-region is known as the California Border Alliance Group (CBAG).

Federal funding is available from ONDCP to fund drug-trafficking interdiction initiatives within the CBAG sub-region. Federal, state, and local law enforcement agencies within the sub-region form task forces for the purposes of these initiatives.

Supplemental funds have been authorized for the Consolidated Priority Organization Targeting (CPOT) program and have been awarded to the County of El Paso. The funds are being allocated to five sub recipients, one of which is CBAG. The San Diego Police Chief has served as the single fiscal agent for CBAG for the past nine years. As such, CBAG has requested that the City of San Diego Police Department function as sub recipient on their behalf. This will involve processing reimbursement requests from participating agencies, receiving funds to reimburse the participating agencies, paying these funds to the agencies, and procuring items as appropriate per the terms of the agreement. The City is compensated by receiving 1.5% of the funds reimbursed through the City. These segregated funds are used to compensate both the City Auditor and the Police Department for efforts on behalf of the 2003 CPOT program.

Resolution R-294767, adopted on April 16, 2001, authorizes the City Manager to accept and expend funds received from ONDCP in support of the CBAG participating agencies and to execute all aspects of grant operation for a period of five years. In addition, it authorizes the Chief of Police to approve expenditures for operations of and supplies and equipment for use by the regional CBAG participating members. It is requested that all authorizations contained in Resolution R-294767 be authorized for the 2003 CPOT sub recipient funds until fully expended.

FISCAL IMPACT:

Funded by the Anti-Drug Abuse Act of 1988, and administered by the Executive Office of the President, Office of National Drug Control Policy, the grant provides federal funds to compensate the City for serving as fiduciary and reimburses the San Diego Police Department for hours and costs associated with participation in applicable CPOT operations. The City will be paid 1.5% of the amount reimbursed. There are no requirements for ongoing programs or expenses after the end of the grant. No cash match is required.

Ewell/Lansdowne/JWF

Staff: Jim Flory – (619) 533-5788
Mary T. Nuesca – Deputy City Attorney

FILE LOCATION: MEET

COUNCIL ACTION: (Time duration: 2:12 p.m. – 2:17 p.m.)

CONSENT MOTION BY ATKINS TO ADOPT. Second by Madaffer. Passed by the following vote: Peters-yea, Zucchet-yea, Atkins-yea, Young-yea, Maienschein-yea, Frye-yea, Madaffer-yea, Inzunza-yea, Mayor Murphy-yea.

- * ITEM-103: Agreement with Dudek and Associates, Inc. for Biological Consulting Services for the Metropolitan Wastewater Department.

CITY MANAGER'S RECOMMENDATION:

Adopt the following resolution:

(R-2005-1112) ADOPTED AS RESOLUTION R-300462

Authorizing the City Manager to execute an agreement with Dudek and Associates, Inc. (the Agreement), for biological consulting services for the Metropolitan Wastewater Department, for a term of three years under the terms and conditions set forth in the Agreement;

Authorizing the expenditure of an amount not to exceed \$1,000,000 from Sewer Funds 41506, 41508 and 41509, for the purpose of providing funds for the above Agreement;

Authorizing the City Auditor and Comptroller, upon advice from the administering department, to transfer excess funds, if any, to the appropriate reserves.

CITY MANAGER SUPPORTING INFORMATION:

The Metropolitan Wastewater Department (MWWD) proposes to enter into an agreement with Dudek and Associates, Inc., to provide biological consulting services for MWWD for a duration of three years and at a not-to-exceed amount of \$1,000,000. MWWD's current contract for biological services is nearing completion and a continued need for biological services in support of departmental activities is required. MWWD advertised and requested proposals for the 2005-2008 Biological Services contract in December 2004. Seven proposals were received and a selection committee in compliance with City Council Policy 300-7 was convened. Three companies were short listed and all gave presentations on March 10, 2005. Dudek and Associates, Inc., a privately owned California corporation, was chosen as the most qualified firm.

The biological services consultant will work with MWWD to implement the City's sewer inspection, cleaning, televising, maintenance, and rehabilitation programs to meet the Mayor's Goal #4, Clean Up Our Beaches and Bays, and to comply with the Environmental Protection Agency's Administrative Order. Access for maintenance and construction activities in the environmentally sensitive areas is often limited, requiring the need for biological expertise to help minimize or avoid impacts to sensitive habitats.

Work to be performed requires biological regulatory expertise to ensure that MWWD complies with the California Environmental Quality Act (CEQA), the Clean Water Act, Endangered Species Act, as well as other applicable federal, state, and local environmental regulations. The biological consultant will provide full biological technical support for operations & maintenance activities, canyon sewer redirection of flow studies, and assist with other ongoing Capital Improvement Projects.

MWWD anticipates ongoing needs for general and species specific biological surveys, most which require the possession of specialty licenses such as Gnatcatcher, Least Bell's Vireo, and Quino Checkerspot Butterfly. Other tasks anticipated include preparation of biological impact reports; mitigation, monitoring, and reporting plans (MMRP's); revegetation and habitat restoration plans and specifications; preliminary biological constraints analyses and reports; perform construction monitoring; and conduct GIS mapping. Qualified biologists with specialized licenses to perform endangered species surveys, to prepare compliant revegetation plans, and to staff a highly variable workload are required for this work. Currently, MWWD, DSD, and Planning Departments do not have a sufficient number of staff necessary to perform these services, nor are we equipped with staff having necessary expertise and licensing to comply with all the regulatory requirements and permits for these projects.

MWWD is engaged in a comprehensive Canyon Sewer Cleaning and Repair Program, and the vast majority of this work is located within local canyons with sensitive habitat. We often have a 5-8 consulting biologists working at anyone time. As such, the use of a Biological consultant affords MWWD the ability to have access to licensed specialists on an as-needed basis, which allows for a cost-effective, timely, and flexible approach in meeting any regulatory requirements.

FISCAL IMPACT:

This request is for \$1,000,000 from Sewer Funds 41506, 41508, and 41509.

Mendes/Tulloch/CME

Aud. Cert. 2500923.

Staff: Mike Elling – (858) 292-6477
James W. Lancaster – Deputy City Attorney

FILE LOCATION: MEET

COUNCIL ACTION: (Time duration: 2:12 p.m. – 2:17 p.m.)

CONSENT MOTION BY ATKINS TO ADOPT. Second by Madaffer. Passed by the following vote: Peters-yea, Zucchet-yea, Atkins-yea, Young-yea, Maienschein-yea, Frye-yea, Madaffer-yea, Inzunza-yea, Mayor Murphy-yea.

- * ITEM-104: Second Amendment to Agreement with Weston Solutions, Inc. for As Needed Wet Weather Monitoring Services.

(Pacific Beach Community Area. Districts 1 and 2.)

CITY MANAGER'S RECOMMENDATION:

Adopt the following resolution:

(R-2005-1188) ADOPTED AS RESOLUTION R-300463

Authorizing the City Manager to execute a Second Amendment to the Agreement with Weston Solutions, Inc. (formerly known as MEC Analytical Systems, Inc.) for as-needed wet weather monitoring services, to increase the authorized expenditure by \$250,000 under the terms and conditions set forth in the Second Amendment, together with any reasonably necessary modifications or amendments thereto which do not increase project scope or cost and which the City Manager shall deem necessary from time to time in order to carry out the purposes and intent of this project and agreement;

Authorizing the City Manager to issue a task order to Weston Solutions, Inc., under the as-needed wet weather monitoring services agreement (as amended), for services related to Identification of Bacterial Sources at PB Point, not to exceed \$250,000;

Authorizing the expenditure of an amount not to exceed \$250,000 from Sewer Fund 41506, Dept. 776, Org. 455, J.O. 776280, O.A. 4151, to provide funds for the above task order;

Authorizing the City Auditor and Comptroller to transfer excess funds, if any, to the appropriate reserves upon advice from the administering department.

CITY MANAGER SUPPORTING INFORMATION:

The City of San Diego, Storm Water Pollution Prevention Division entered into an As Needed Agreement with MEC - Weston Solutions, Inc., formerly known as MEC Analytical Systems, Inc. (RR-294115, filed November 14, 2000), to provide professional engineering and laboratory services for compliance with the San Diego Regional Water Quality Control Board (RWQCB) for a cost not to exceed \$1,000,000 per fiscal year. The City is currently in the fifth year of the five year agreement.

This amendment will increase the not to exceed amount to \$1,250,000 for the current fiscal year. The Metropolitan Wastewater Department has requested MEC - Weston Solutions services to identify sources of bacterial contamination impacting the receiving waters at Pacific Beach (PB) Point. PB Point has experienced chronic exceedances of State bacterial standards. MEC has extensive experience with source studies, including the recent completion of the Mission Bay Source Identification Study funded by the State Clean Beaches Initiative. This contract amendment is necessary in order to complete the required work by the settlement deadlines.

For Fiscal Year 2005, MEC has already been authorized to perform as needed monitoring services for the Mission Bay Central Computerized Irrigation System grant project, the Integrated Pest Management (PRISM) grant project, the Chollas Creek Enhancement grant project, the San Diego Bay Common Ground grant project, and special studies for the Storm Water Pollution Prevention Division (Dry Weather Monitoring, Regional Harbor Monitoring, Chollas Creek diazinon monitoring, and Switzer Creek sediment analysis).

FISCAL IMPACT:

Funds are available for this study from the Metropolitan Wastewater Sewer Fund 41506, Department 776.

Mendes/Ferrier

Aud. Cert. 2500956.

Staff: Ruth Kolb – (619) 525-8647
Thomas C. Zeleny – Deputy City Attorney

FILE LOCATION: MEET

COUNCIL ACTION: (Time duration: 2:12 p.m. – 2:17 p.m.)

CONSENT MOTION BY ATKINS TO ADOPT. Second by Madaffer. Passed by the following vote: Peters-yea, Zucchet-yea, Atkins-yea, Young-yea, Maienschein-yea, Frye-yea, Madaffer-yea, Inzunza-yea, Mayor Murphy-yea.

- * ITEM-105: Grant of Easement to San Diego Gas & Electric Company for Scripps Lake Drive 20SD Conversion.

(Scripps Miramar Ranch Community Area. District 5.)

CITY MANAGER'S RECOMMENDATION:

Adopt the following resolution:

(R-2005-716) ADOPTED AS RESOLUTION R-300464

Authorizing the City Manager, or designee, to execute a deed conveying to San Diego Gas & Electric Company, an easement to be used for underground electrical transmission and distribution facilities and appurtenances and related purposes, along a portion of Scripps Lake Drive, affecting portions of the following two parcels owned by the City, described as follows:

1. Section 33, Township 14 South, Range 2 West, SBBM, specifically Lot 194 of McMillin Scripps Two Unit No. 4, according to Map thereof No. 9504, filed December 26, 1979 as File No. 79-53723-1, (1 site containing 185.7 square feet), and Lot 194 of Scripps Lake View Unit No. 1, according to Map No. 8763, filed December 29, 1977, as File No. 77-537523, (2 sites containing 89.4 and 368.2 square feet), in the Office of the County Recorder of San Diego County;
2. Section 32, Township 14 South, Range 2 West, SBBM, specifically Lot 12 of Scripps Ranch Business Park Phase III according to Map thereof No. 12130, filed July 27, 1988 as File No. 88-366238, (4 sites, containing 152.9, 328.9, 156.1, and 155.9 square feet), in the Office of the County Recorder of San Diego County; all as set forth in the easement Deed with attached legal descriptions and maps on file in the Office of the City Clerk.

CITY MANAGER SUPPORTING INFORMATION:

San Diego Gas & Electric Company (SDG&E) has requested an easement for underground facilities affecting two City parcels at seven sites along an approximately 3,200 foot segment of Scripps Lake Drive. The easement will provide the necessary rights for SDG&E to convert existing overhead distribution facilities to underground facilities. The total area of the seven sites is approximately 1,455 feet.

The easement has been valued by an independent appraiser, and verified by City valuation staff to be \$655.

Since this project is a 20SD conversion, the cost of which is paid by the City, and it benefits the Scripps Miramar Ranch community, no compensation is requested for the easement. An easement processing fee of \$1,590 has been charged.

FISCAL IMPACT:

Processing fee of \$1,590 will be deposited to Fund 100.

Herring Griffith/ACG

Staff: Chris Hargett – (619) 236-6766
Elisa A. Cusato – Deputy City Attorney

FILE LOCATION: DEED - 9910

COUNCIL ACTION: (Time duration: 2:12 p.m. – 2:17 p.m.)

CONSENT MOTION BY ATKINS TO ADOPT. Second by Madaffer. Passed by the following vote: Peters-yea, Zucchet-yea, Atkins-yea, Young-yea, Maienschein-yea, Frye-yea, Madaffer-yea, Inzunza-yea, Mayor Murphy-yea.

* ITEM-106: Smart Growth Month.

MAYOR MURPHY'S RECOMMENDATION:

Adopt the following resolution:

(R-2005-1190) ADOPTED AS RESOLUTION R-300465

Recognizing the efforts of the Urban Land Institute in advancement of Smart Growth;

Proclaiming June 2005 to be "Smart Growth Month" in the City of San Diego.

FILE LOCATION: AGENDA

COUNCIL ACTION: (Time duration: 2:12 p.m. – 2:17 p.m.)

CONSENT MOTION BY ATKINS TO ADOPT. Second by Madaffer. Passed by the following vote: Peters-yea, Zucchet-yea, Atkins-yea, Young-yea, Maienschein-yea, Frye-yea, Madaffer-yea, Inzunza-yea, Mayor Murphy-yea.

* ITEM-107: San Diego Youth Pride Day.

COUNCILMEMBER ATKINS' RECOMMENDATION:

Adopt the following resolution:

(R-2005-1193) ADOPTED AS RESOLUTION R-300466

Commending San Diego Youth Pride for their commitment to San Diego's lesbian, gay, bisexual, and transgender (LGBT) youth community and congratulating them on their third annual Youth Pride celebration;

Proclaiming May 14, 2005, to be "San Diego Youth Pride Day" in the City of San Diego.

FILE LOCATION: AGENDA

COUNCIL ACTION: (Time duration: 2:12 p.m. – 2:17 p.m.)

CONSENT MOTION BY ATKINS TO ADOPT. Second by Madaffer. Passed by the following vote: Peters-yea, Zucchet-yea, Atkins-yea, Young-yea, Maienschein-yea, Frye-yea, Madaffer-yea, Inzunza-yea, Mayor Murphy-yea.

* ITEM-108: Traffic Signal on Harbor Drive and B Street.

(Centre City Community Area. District 2.)

CITY MANAGER'S RECOMMENDATION:

Adopt the following resolution:

(R-2005-1169) ADOPTED AS RESOLUTION R-300467

Authorizing the City Manager to enter into a Memorandum of Understanding (MOU), with the San Diego Unified Port District for the installation of a pedestrian traffic signal on Harbor Drive at B Street (Project) and to accept an amount not to exceed \$165,000 from the San Diego Unified Port District for the construction and related administrative costs of the Project;

Authorizing the City Manager to accept said funds pending receipt of the fully executed MOU;

Authorizing the City Auditor and Comptroller to establish a special interest-bearing fund for the funds to be deposited by the San Diego Port District;

Amending the Fiscal Year 2005 Capital Improvements Program Budget for CIP-68-010.0, Traffic Signals - Citywide, San Diego Unified Port District Funds, by increasing the budget amount by \$165,000, contingent upon the receipt of a fully executed MOU;

Authorizing the appropriation and expenditure of an amount not to exceed \$165,000 from CIP-68-010.0, Traffic Signals - Citywide, San Diego Unified Port District Funds, contingent upon the receipt of a fully executed MOU and provided that the City Auditor and Comptroller first furnishes a certificate certifying that funds necessary for expenditures are on deposit with the City Treasurer;

Authorizing the City Auditor and Comptroller, upon advice from the administering department, to transfer excess funds, if any, to the appropriate reserves.

CITY MANAGER SUPPORTING INFORMATION:

The pedestrian traffic signal on Harbor Drive and B Street is a joint effort between the City of San Diego and the San Diego Unified Port District. This project will improve the safety of pedestrian crossing on Harbor Drive to Harbor Walk Way and is in response to the need for a controlled crosswalk. It will provide an accessible pedestrian crossing on Harbor Drive between Ash Street and Broadway. The new traffic signal installation will include new crosswalk, audible signal heads, pedestrian push buttons, and curb ramps.

The total cost for this project is estimated not to exceed \$190,000. The City is contributing \$25,000 in TransNet funding for design services. The San Diego Unified Port District is providing funding for all construction costs, including the City's construction management costs and construction related surveying.

FISCAL IMPACT:

The estimated total project cost is \$190,000. The estimated cost of design is \$25,000; for which funds are available in CIP-68-010.0, Traffic Signal at Harbor Drive and B Street (Job Order 681075). Funds for construction will be made available through the M.O.U. with the San Diego Unified Port District.

Mendes/Boekamp/DVW

Staff: Van Wansalee – (619) 533-3012
Susan Y. Cola – Deputy City Attorney

FILE LOCATION: MEET

COUNCIL ACTION: (Time duration: 2:12 p.m. – 2:17 p.m.)

CONSENT MOTION BY ATKINS TO ADOPT. Second by Madaffer. Passed by the following vote: Peters-yea, Zucchet-yea, Atkins-yea, Young-yea, Maienschein-yea, Frye-yea, Madaffer-yea, Inzunza-yea, Mayor Murphy-yea.

* ITEM-109: Establishment of an Angle Parking Zone on Irving Avenue.

(Southeastern San Diego Community Area. District 8.)

CITY MANAGER'S RECOMMENDATION:

Adopt the following resolution:

(R-2005-1170) ADOPTED AS RESOLUTION R-300468

Authorizing the installation of angle parking on the north side of Irving Avenue between 28th Street and Sicard Street, pursuant to the authority conferred by and in accordance with the provisions of the San Diego Municipal Code Section 86.03;

Authorizing the installation of the necessary signs and markings to be made on said street; the regulations hereinabove imposed shall become effective upon the installation of such signs;

Declaring this action is exempt from the requirements of the California Environmental Quality Act because this action is the minor alteration of an existing facility.

CITY MANAGER SUPPORTING INFORMATION:

This action will authorize the City Manager to install an angle parking zone on the north side of Irving Avenue between 28th Street and Sicard Street. This action is in accordance with San Diego Municipal Code Section 86.03. Irving Avenue is a residential street. The residents expressed concern with shortage of parking on this block of Irving Avenue. They submitted a petition signed by 74% of the inhabited fronting residents. Field survey by staff indicated that there is sufficient room for angle parking on the north side of the street. This action will result in a gain of five parking spaces. Therefore, angle parking is recommended.

In addition, the Southeastern San Diego Planning Committee voted to support this action on January 10, 2005.

FISCAL IMPACT:

Fiscal impact is \$850. Funds are available in the Street Division budget for this purpose.

Mendes/Boekamp/DVW

Aud. Cert. 2500972.

Staff: Deborah Van Wanseele – (619) 533-3012
Tim Miller – Deputy City Attorney

FILE LOCATION: MEET

COUNCIL ACTION: (Time duration: 2:12 p.m. – 2:17 p.m.)

CONSENT MOTION BY ATKINS TO ADOPT. Second by Madaffer. Passed by the following vote: Peters-yea, Zucchet-yea, Atkins-yea, Young-yea, Maienschein-yea, Frye-yea, Madaffer-yea, Inzunza-yea, Mayor Murphy-yea.

* ITEM-110: Appointments and Reappointments to the Balboa Park Committee.

(See memorandum from Mayor Murphy dated 5/11/2005, with resumes attached.)

MAYOR MURPHY'S RECOMMENDATION:

Adopt the following resolution:

(R-2005-1195) ADOPTED AS RESOLUTION R-300469

Council confirmation of the following appointments and reappointments by the Mayor of the City of San Diego, to serve as members of the Balboa Park Committee, for terms ending as indicated:

<u>NAME</u>	<u>TERM ENDING</u>	<u>NOMINATED BY</u>
Sungill Kim (Normal Heights, District 8) (Replacing Joe Silverman, whose term expired)	March 1, 2007	Balboa Park/Morley Field Rec Council
Michael L. Singleton (Mission Hills, District 2) (Replacing Warren Simon, whose term expired)	March 1, 2007	Uptown Planners Rep.
Donald E. Steele (Clairemont, District 6) (Replacing Jeffery Tom, who resigned)	March 1, 2006	Councilmember Toni Atkins
Laurie A. Burgett (Golden Hills, District 3) (Reappointment)	March 1, 2007	Golden Hills Planning Committee Rep.
Jeffrey W. Kirsch, Ph.D. (La Jolla, District 1) (Reappointment)	March 1, 2007	Balboa Park Association - Large Institutions Rep.
Nancy Ann Rodriguez (Encanto, District 4) (Reappointment)	March 1, 2007	Balboa Park Association - Small Institutions Rep.
Rear Admiral Eustine Paul Rucci (Point Loma, District 2) (Reappointment)	March 1, 2007	Councilmember Toni Atkins
Vicki Granowitz (North Park, District 3) (Reappointment)	March 1, 2007	North Park Planning Committee Rep.

FILE LOCATION: MEET

COUNCIL ACTION: (Time duration: 2:12 p.m. – 2:17 p.m.)

CONSENT MOTION BY ATKINS TO ADOPT. Second by Madaffer. Passed by the following vote: Peters-yea, Zucchet-yea, Atkins-yea, Young-yea, Maienschein-yea, Frye-yea, Madaffer-yea, Inzunza-yea, Mayor Murphy-yea.

* ITEM-111: Excusing Councilmember Zucchet from the Rules, Finance, and Intergovernmental Relations Meeting of April 20, 2005.

COUNCILMEMBER ZUCCHET'S RECOMMENDATION:

Adopt the following resolution:

(R-2005-1183) ADOPTED AS RESOLUTION R-300470

Excusing Councilmember Michael Zucchet from attending the regularly scheduled Rules, Finance, and Intergovernmental Relations meeting of April 20, 2005.

FILE LOCATION: AGENDA

COUNCIL ACTION: (Time duration: 2:12 p.m. – 2:17 p.m.)

CONSENT MOTION BY ATKINS TO ADOPT. Second by Madaffer. Passed by the following vote: Peters-yea, Zucchet-yea, Atkins-yea, Young-yea, Maienschein-yea, Frye-yea, Madaffer-yea, Inzunza-yea, Mayor Murphy-yea.

ITEM-250: Notice of Pending Final Map Approval – Carmel Valley Neighborhood 10 Unit 14 South.

Notice is hereby given that the City Engineer has reviewed and will approve on this day the subdivision of land shown on that certain final map entitled “Carmel Valley Neighborhood 10 Unit 14 South” (T.M. No. 93-0141/PTS No. 32414), located northeasterly of Carmel Mountain Road and East Ocean Air Drive in the Carmel Valley Community Plan Area in Council District 1, a copy of which is available for public viewing at the Office of the San Diego City Clerk. Specifically, the City Engineer has caused the map to be examined and has made the following findings:

- (1) The map substantially conforms to the approved tentative map, and any approved alterations thereof and any conditions of approval imposed with said tentative map.
- (2) The map complies with the provisions of the Subdivision Map Act and any local ordinances applicable at the time of approval of the tentative map.
- (3) The map is technically correct.

Said map will be finalized and recorded unless a valid appeal is filed. Interested parties will have 10 calendar days from the date of this Council hearing to appeal the above findings of the City Engineer to the City Council. A valid appeal must be filed with the City Clerk no later than 2:00 p.m., 10 calendar days from the date of this Notice stating briefly which of the above findings made by the City Engineer was improper or incorrect and the basis for that conclusion. If you have questions about the approval findings or need additional information about the map or your appeal rights, please feel free to contact Deputy City Engineer Lee Hennes at (619) 446-5291.

ITEM-251: Notice of Pending Final Map Approval – Pacific Highlands Ranch Unit No. 12.

Notice is hereby given that the City Engineer has reviewed and will approve on this day the subdivision of land shown on that certain final map entitled “Pacific Highlands Ranch Unit No. 12” (T.M. No. 1693/PTS No. 43923), located southwesterly of Del Mar Heights Road and Carmel Valley Road in the Pacific Highlands Ranch Community Plan Area in Council District 1, a copy of which is available for public viewing at the Office of the San Diego City Clerk. Specifically, the City Engineer has caused the map to be examined and has made the following findings:

- (1) The map substantially conforms to the approved tentative map, and any approved alterations thereof and any conditions of approval imposed with said tentative map.
- (2) The map complies with the provisions of the Subdivision Map Act and any local ordinances applicable at the time of approval of the tentative map.
- (3) The map is technically correct.

Said map will be finalized and recorded unless a valid appeal is filed. Interested parties will have 10 calendar days from the date of this Council hearing to appeal the above findings of the City Engineer to the City Council. A valid appeal must be filed with the City Clerk no later than 2:00 p.m., 10 calendar days from the date of this Notice stating briefly which of the above findings made by the City Engineer was improper or incorrect and the basis for that conclusion. If you have questions about the approval findings or need additional information about the map or your appeal rights, please feel free to contact Deputy City Engineer Lee Hennes at (619) 446-5291.

ITEM-252: Notice of Completion and Acceptance of Subdivision Improvement Agreement.

Notice is hereby given that the City Manager of the City of San Diego intends to file a “Notice of Completion and Acceptance of Subdivision Improvement Agreement” indicating that the improvements included in the Subdivision Improvement Agreement have been satisfactorily completed for the following subdivisions:

SUBDIVISION

Carmel Valley NBHD 10 Unit No. 1
California Terraces Phase 1
Black Mountain Ranch Unit No. 11
Country Club Villas of La Jolla
Villa at Stallion Crossings

COMMUNITY AREA

Carmel Valley
Otay Mesa
Carmel Valley
La Jolla
North City Urbanizing Area

The certification shall be recorded 15 days after the date this notice appears on the Council Docket or shortly thereafter. If any person wishes to object to the filing of this notice, such person should communicate the objection on or before that date to the Director of Development Services or to the Subdivision Engineer, City Operations Building, 1222 First Avenue (MS 507), San Diego, CA 92101.

* ITEM-S400: Oyster Shell Rezone Located at 444 Pearl Street, La Jolla.

(See City Manager Report CMR-05-061. La Jolla Community Plan Area.
District 1.)

CITY COUNCIL'S RECOMMENDATION:

Adopt the following ordinance which was introduced on 3/15/2005, Item-S503,
Subitem D. (Council voted 9-0):

(O-2005-107 Cor. Copy) ADOPTED AS ORDINANCE O-19381 (New Series)

Changing 0.11 acres, located at 444 Pearl Street, in the La Jolla Community Plan Area, in the City of San Diego, California, from the Zone 4 of the La Jolla Planned District into the Zone 5 of the La Jolla Planned District, as defined by San Diego Municipal Code Section 103.1202.

FILE LOCATION: LUP – Oyster Shell 3/15/05 (65)

COUNCIL ACTION: (Time duration: 2:12 p.m. – 2:17 p.m.)

CONSENT MOTION BY ATKINS TO DISPENSE WITH THE READING AND ADOPT THE ORDINANCE. Second by Madaffer. Passed by the following vote: Peters-yea, Zucchet-yea, Atkins-yea, Young-yea, Maienschein-yea, Frye-yea, Madaffer-yea, Inzunza-yea, Mayor Murphy-yea.

* ITEM-S401: First Amendment to Right-of-Way Use Agreement with NextG Networks of California, Inc.

(See City Manager Report CMR-05-082.)

(Continued from the meeting of 5/16/2005, Item 50, at the request of Councilmember Frye, for further review.)

CITY MANAGER'S RECOMMENDATION:

Introduce the following ordinance:

(O-2005-111) INTRODUCED, TO BE ADOPTED ON MONDAY,
JUNE 6, 2005

Introduction of an Ordinance authorizing the City Manager to execute, for and on behalf of the City of San Diego, a First Amendment to the Nonexclusive Right-of-Way Use Agreement between the City of San Diego and NextG Networks of California, Inc., under the terms and conditions set forth in the First Amendment to the Nonexclusive Right-of-Way Use Agreement.

Staff: Marc Jaffe – (619) 533-4725
Paul G. Edmonson – Deputy City Attorney

FILE LOCATION: NONE

COUNCIL ACTION: (Time duration: 2:12 p.m. – 2:17 p.m.)

CONSENT MOTION BY ATKINS TO INTRODUCE THE ORDINANCE. Second by Madaffer. Passed by the following vote: Peters-yea, Zucchet-yea, Atkins-yea, Young-yea, Maienschein-yea, Frye-yea, Madaffer-yea, Inzunza-yea, Mayor Murphy-yea.

COUNCILMEMBER ATKINS' RECOMMENDATION:

COUNCILMEMBER YOUNG'S RECOMMENDATION:

COUNCIL ACTION: (Time duration: 2:12 p.m. – 2:17 p.m.)

CONSENT MOTION BY ATKINS TO ADOPT. Second by Madaffer. Passed by the following vote: Peters-yea, Zucchet-yea, Atkins-yea, Young-yea, Maienschein-yea, Frye-yea, Madaffer-yea, Inzunza-yea, Mayor Murphy-yea.

ITEM-S404: Consideration of nominees for appointment to the San Diego Unified Port District Board of Commissioners.

(See memorandum from Mayor Murphy and Deputy Mayor Zucchet dated 5/16/2005; memorandum from Councilmember Atkins dated 3/10/2005; and memorandum from Councilmember Frye dated 4/6/2005, with resumes attached.)

MAYOR MURPHY'S RECOMMENDATION:

Consider the following list of nominees and select **one** to fill vacancy on the San Diego Unified Port District Board of Commissioners:

NOMINEE

NOMINATED BY

Susan E. Atkins
Resident of Point Loma, District 2

Councilmember Toni Atkins

Bryan B. Min
Resident of Rancho Bernardo, District 5

Councilmember Donna Frye

Victor A. Vilaplana
Resident of La Jolla, District 1

Mayor Dick Murphy and Deputy
Mayor Michael Zucchet

TODAY'S ACTION IS:

(R-2005-1206) ADOPTED AS RESOLUTION R-300473

Adoption of a Resolution making **one** appointment to the San Diego Unified Port District Board of Commissioners, for a term ending January 2, 2009.

NOTE: Council Policy 000-13, as amended on 12-3-84, provides for the following procedure:

1. Mayor calls on each candidate whose name appears on the docket as a nominee to make a presentation to the Council in support of his candidacy for appointment (maximum of 3 minutes presentation each).
2. The Mayor calls on members of the Council to ask brief questions of any of the candidates concerning either the presentation or matters contained in their application filed with the City.
3. The City Clerk provides ballots to the Council and each Councilmember votes for the candidates he/she feels to be most qualified for each vacancy and returns the ballots to the City Clerk. Each Councilmember has one vote per vacancy.
4. The candidates receiving the highest number of votes (minimum of five) shall be appointed to the vacancy.
5. If no candidates receive a minimum of five votes, balloting continues until there are sufficient candidates receiving a majority to fill those vacancies. In a tie among the top vote getters, those candidates run off for the vacancies. If an insufficient number of candidates receive a majority of votes to fill all vacancies, a run off will be held among the remaining candidates to fill the remaining vacancies.

FILE LOCATION: MEET

COUNCIL ACTION: (Time duration: 2:18 p.m. – 3:13 p.m.)

The first ballot was taken, and Clerk Maland announced the tally for Round 1: Atkins-2; Min-2; Vilaplana-5.

MOTION BY COMMON CONSENT TO ADOPT THE RESOLUTION AND CONFIRM THE APPOINTMENT OF VICTOR A. VILAPLANA TO THE SAN DIEGO UNIFIED PORT DISTRICT BOARD OF COMMISSIONERS, FOR A TERM ENDING JANUARY 2, 2009. Passed by the following vote: Peters-yea, Zucchet-yea, Atkins-yea, Young-yea, Maienschein-yea, Frye-yea, Madaffer-yea, Inzunza-yea, Mayor Murphy-yea.

PUBLIC NOTICE:

ITEM-S405: ARGUMENTS SUPPORTING OR OPPOSING PROPOSITIONS

For propositions approved by the Council for submittal to the qualified voters of the City of San Diego at the Special Election to be held on Tuesday, July 26, 2005, the City Clerk has fixed 12:00 p.m. (noon) on Friday, May 27, 2005, as a reasonable date prior to such election after which no arguments for or against City Propositions may be submitted to the Clerk.

Any argument for or against any City proposition shall not exceed 300 words in length and may be filed by the Council, or any member or members of the Council authorized by the Council, or the bona fide sponsors or proponents of the measure, or any bona fide association of citizens or individual voter, or any combination of voters and associations.

All arguments must be accompanied by a statement signed by each author that the argument is true and correct to the best of his/her knowledge and belief. (Forms for this statement are available in the Office of the City Clerk.)

An argument shall not be accepted unless accompanied by the name or names of the person or persons submitting it, or if submitted on behalf of an organization, the name of the organization and the name of at least one of its principal officers. No more than five signatures shall appear with any argument submitted. In case any argument is signed by more than five persons, the signatures of the first five shall be printed.

Arguments may be changed or withdrawn by their proponents until and including the date fixed by the City Clerk.

Arguments shall be submitted to the City Clerk at the Office of the City Clerk, 2nd Floor, City Administration Building, 202 "C" Street, San Diego, California, 92101.

None.

The meeting was adjourned by Mayor Murphy at 9:37 p.m. in honor of the memory of:

FILE LOCATION:

COUNCIL ACTION:

(Time duration: 9:34 p.m. – 9:37 p.m.)